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**JEFFREY HEIL and PAULA HEIL**

*E-filing*  
**FILED**  
APR - 6 2006  
RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

**UNITED STATES DISTRICT COURT**  
**FOR THE**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

<b>JEFFREY HEIL and PAULA HEIL,</b>	)	<b>CASE NO. C 06 2002 MJJ</b>
<b>individuals,</b>	)	
	)	<b>[PROPOSED] ORDER RESTRAINING</b>
Plaintiff,	)	<b>DEFENDANT WELLS FARGO BANK</b>
	)	<b>AND ORDER TO SHOW CAUSE WHY</b>
v.	)	<b>PRELIMINARY INJUNCTION SHOULD</b>
	)	<b>NOT ISSUE</b>
<b>WELLS FARGO BANK, N.A., a</b>	)	
<b>California Corporation,</b>	)	
	)	Date:
Defendant.	)	Time:
	)	Dept.:
	)	Judge:
	)	
	)	

To defendant WELLS FARGO BANK:

Based on the ex parte application of plaintiffs JEFFREY HEIL and PAULA HEIL, the supporting Declarations of plaintiffs' JEFFREY HEIL and PAULA HEIL, and the Complaint, all filed with this Court, this Court orders as follows:

DEFENDANT WELLS FARGO BANK IS HEREBY ORDERED TO APPEAR in Courtroom 11 of this Court, located at 450 Golden Gate Avenue, San

**[PROPOSED] ORDER RESTRAINING DEFENDANT WELLS FARGO BANK AND ORDER TO SHOW CAUSE WHY PRELIMINARY INJUNCTION SHOULD NOT ISSUE**

Francisco, California, 94102 on April 18<sup>th</sup>, 2006, at 11:00  
A.M., to show cause why:

1. Defendant WELLS FARGO BANK should not be enjoined from foreclosing upon, or engaging in any collection action with respect to, plaintiffs' real property located in Parowan, Utah, which property defendant WELLS FARGO BANK holds a deed trust on.


This Order to Show Cause and Supporting Papers shall be served on defendant WELLS FARGO BANK no later than April 6<sup>th</sup> <sup>in</sup> ~~by~~ compliance with Federal Rule of Civil Procedure 4(h). ~~facsimile transmission.~~ Proof of such service shall be filed and delivered to this court promptly following such service.

The following briefing schedule shall apply: Any Opposition papers to the Order to Show Cause shall be filed and served on plaintiffs no later than 5<sup>00</sup> p.m., April 12, 2006. <sup>①</sup> Any Reply papers to such Opposition shall be filed and served on defendant no later than 5<sup>00</sup> p.m., April 14, 2006. ~~All Opposition and Reply papers may be served by facsimile transmission.~~

BOND in the amount of \$5,000.00 shall be posted no later than 5<sup>00</sup> p.m., April 7, 2006.

SO ORDERED.

Dated: 4/5/2006

  
MARTIN J. JENKINS  
UNITED STATES DISTRICT JUDGE

① In its Opposition, Wells Fargo shall not only address the merits of plaintiffs' asserted claims, but shall raise any defenses relating to jurisdiction and the appropriateness of venue in the Northern District of California, including any basis for transfer.